



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Krolik et al.

Serial No.: 09/912,862

Examiner: Nguyen, Vix

Filed: July 24, 2001

Group Art Unit: 3731

For: APPARATUS AND METHODS FOR ASPIRATING EMBOLI

Docket No.: 1001.1507101

RESPONSE

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**CERTIFICATE UNDER 37 C.F.R. 1.10:** The undersigned hereby certifies that this paper or papers, as described herein, are being deposited in the United States Postal Service, "Express Mail Post Office to Addressee" having an Express Mail mailing label number of : EV333851318US, in an envelope addressed to Mail Stop NON-FEE AMENDMENT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 7 day of May, 2003.

By

*JoAnn Lindman*  
JoAnn Lindman

Dear Sir:

Applicant has carefully reviewed the office action dated April 8, 2003. In the office action, the Examiner made a restriction requirement between Group I, corresponding to Claims 1-10 and 21-27, drawn to an apparatus for filtering and aspirating emboli from a vessel; and Group II corresponding to Claims 11-20 drawn to a method for aspirating emboli from a vessel. In response to this requirement, Applicant hereby elects to prosecute the invention of Group I and Species II, without traverse.

Reexamination and reconsideration are respectfully requested. It is respectfully submitted that the claims are now in condition for allowance, issuance of a Notice of

Allowance in due course is requested. If a telephone conference might be of assistance,  
please contact the undersigned attorney at (612) 677-9050.

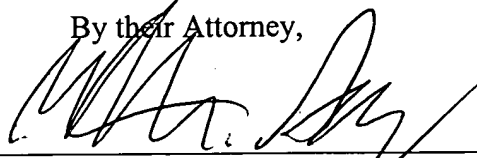
Respectfully submitted,

JEFFREY KROLIK ET AL.

By their Attorney,

Date:

May 7, 2003



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